



Patent Application  
 Attorney Docket No.: 64118.000036  
 U.S. Serial No. 10/643,878

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of:

Kevin T. Foley et al.

Appln. No.: 10/643,878

Filed: August 20, 2003

For: SYSTEM AND METHOD FOR  
 SECURING A PLATE TO THE  
 SPINAL COLUMN

Group Art Unit: 3731

Examiner: Daniel J. Davis

*Dep & Ref #*  
 2005 OCT 17 PM 3:20  
 US PATENT & TRADEMARK  
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Mail Stop 16  
 Commissioner for Patents  
 P.O. Box 1450  
 Alexandria, VA 22313-1450

**REQUEST FOR REFUND TO DEPOSIT ACCOUNT UNDER 37 CFR § 1.26**

Sir:

Applicants hereby request the Commissioner of Patents and Trademarks to credit a refund to Deposit Account No. 50-0206 for an overcharge which seems to have occurred in the processing of the above-identified patent application.

Enclosed please find copies of the U.S. Patent and Trademark Office's (USPTO) Monthly Statements of Deposit Account for Deposit Account No. 50-0206 (Appendix "A"). On September 13, 2005, a charge of \$120.00 was applied under Seq No. 57, Posting Ref Txt 10643878 (i.e., Appln. No.), Attorney Docket No. 64118.000036, and Fee Code 1251 (One month Extension Fee). On September 22, 2005, a charge of \$120.00 was applied under Seq

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No. 1, Posting Ref Txt 10643878 (i.e., Appl. No.), Attorney's  
Docket No. 64118.000036, and Fee Code 1251 (One month Extension  
Fee). The charge on September 22, 2005 is a duplicate of the  
charge on September 13, 2005.

Applicants respectfully submit that the duplicate charge of  
\$120.00 is improper as a result the USPTO's error, and  
accordingly, it is respectfully requested that a refund of  
\$120.00 be credited to Deposit Account No. 50-0206.

The person processing this request is respectfully  
requested to contact the undersigned by telephone at the below-  
listed telephone number, in order to expedite resolution of this  
request, if any comments, questions, or suggestions arise in  
connection with the processing of this request.

Respectfully submitted,

Hunton & Williams LLP

By: 

Ozzie A. Farres

Registration No. 43,606

OAF/dja

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Date: October 11, 2005

Patent Application  
Attorney Docket No.: 64118.000036  
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APPENDIX A

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US PATENT & TRADEMARK  
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## Deposit Account Statement



United States  
Patent and  
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Deposit Account Statement

Requested Statement Month:  
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September 2005

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HUNTON &amp; WILLIAMS

SABRINA D. LOFTIS

1900 K STREET, N.W.

WASHINGTON

DC

20006

UNITED STATES OF AMERICA



DATE	SEQ	POSTING REF TXT	ATTORNEY DOCKET NBR	FEE CODE	AMT	BAL
09/01	12	5424938				
09/01	17	11134638	47004.000015			
09/01	25	60712175	47004.000337	8021	\$40.00	\$17,791.00
09/01	38	60712395	64470.000012	1806	\$180.00	\$17,611.00
09/01	39	10449593	64981.000016	2005	\$100.00	\$17,511.00
09/01	65	60712435	62251.000028	1005	\$200.00	\$17,311.00
09/01	68	10138516	56162.0000631	1814	\$130.00	\$17,181.00
09/01	71	60712450		1005	\$200.00	\$16,981.00
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			56730.000009	1051	\$130.00	\$10,255.00
				1111	\$500.00	

## Deposit Account Statement

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09/07 152 10609628	03GP-9016	1806	\$180.00	\$9,575.00
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09/07 155 11117693	56730.000009	1081	\$250.00	\$8,675.00
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09/16 92 11225125	56730.000011	2252	\$200.00	\$21,015.00
09/19 4 10356526	99997.024956	1201	\$225.00	\$20,790.00
09/19 111 09749946	TEA/VII			

## Deposit Account Statement

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09/19 193	10882326	58982.000033	1454	\$1,370.00	\$19,220.00
09/20 96	11227952	47004.000368	1011	\$300.00	\$18,920.00
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09/20 98	11227952	47004.000368	1311	\$200.00	\$18,220.00
09/20 136	10625605	60783.000005	2251	\$60.00	\$18,160.00
09/20 199	11227597	47004.000367	1011	\$300.00	\$17,860.00
09/20 200	11227597	47004.000367	1111	\$500.00	\$17,360.00
09/20 201	11227597	47004.000367	1311	\$200.00	\$17,160.00
09/20 226	10058065	53394.000559	1251	\$120.00	\$17,040.00
09/21 1	09760577	P/2167-248	1252	\$450.00	\$16,590.00
09/21 18	11134018	47004.000336	1251	\$120.00	\$16,470.00
09/22 1	11207795	65334.000003	1202	\$6,250.00	\$10,220.00
09/22 1	09569179	P/2167-189	1201	\$600.00	\$9,620.00
09/22 1	10643878	2165.0010003/LEA/ALF	1251	\$120.00	\$9,500.00
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09/26 2	09707587	7294400930P2	1402	\$500.00	\$6,225.00
09/26 6	10200334	53394.000572	1801	\$790.00	\$5,435.00
09/26 9	10526355		9204	-\$100.00	\$5,535.00
09/26 31	09800997	47004.000107	1801	\$790.00	\$4,745.00
09/26 32	09800997	47004.000107	1251	\$120.00	\$4,625.00
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09/27 314	11233089	58764.000050	1201	\$200.00	\$2,925.00
09/27 315	11233089	58764.000050	1202	\$150.00	\$2,775.00
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\$17,831.00					
SUM OF					
CHARGES					
\$36,586.00					
SUM OF					
REPLENISH					
\$21,450.00					
END					
BALANCE					
\$2,695.00					

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